

Attorney's Docket No **TRW(AEC)5797****PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****OFFICIAL**In re application of: **Cornelius Peter**Application No.: **09/836,763**Group No.: **3654**Filed: **April 17, 2001**Examiner: **W.A. Rivera**For: **BELT RETRACTOR**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FAX RECEIVED**OCT 01 2003****RENEWED PETITION UNDER 37 CFR 1.181****GROUP 3600**

NOTE: The Notice of October 25, 1993, 1156 O.G. 53 states (in part): "In order to minimize costs and burdens to the practitioner and the Office when an application has become abandoned due to a failure to receive an Office action, the Office is modifying the showing required to make a petition to withdraw the holding of abandonment grantable. The showing required to establish the failure to receive an Office action[n] must consist of a statement from the practitioner stating that the Office action was not received by the practitioner and attesting to the fact that a search of the file jacket and docket records indicates that the Office action was not received. A copy of the docket record where the non-received Office action would have been entered had it been received and docketed must be attached to and referenced in practitioner's statement."

1. I hereby petition to withdraw the holding of abandonment in this case, on the basis that the Office Action forming the basis of the abandonment was not received.
2. I hereby state:
 - (a) The Office Action indicated, as mailed on **August 27, 2002** (Date), was not received.
 - (b) A search of the file jacket and the docket records in my office indicates that this Office Action as not received.

CERTIFICATION UNDER 37 C.F.R. §§1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that on this date shown below, this correspondence is being:

MAILING

- ☐ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. §1.8(a)**37 C.F.R. § 1.10***

- ☐ with sufficient postage as first class mail.

☐ as "Express Mail Post Office to Addressee"
Mailing Label No. _____ (mandatory)

TRANSMISSION

- ☒ transmitted by facsimile to the Patent and Trademark Office

SignatureDate: October 1, 2003Deborah Denn

(type or print name of person certifying)

***WARNING:** Each paper or fee filed by Express Mail must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. § 1.10(b).

"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

3. I attach a copy of the docket record where the non-received Office Action would have been entered had it been received and docketed.

4. ☒ As additional evidence of non-receipt of the Office Action, I also attached

NOTE: In the Notice of Oct. 25, 1993, 1156 O.G. 53, it is pointed out that evidence which previously was typically required included the following items, which petitioner can optionally submit.

☐ Copies of records that would disclose the receipt of other correspondence mailed from the PTO on or about their mail date of the non-received Office Action that fail to disclose the receipt of the Office Action mailed on that date.

☒ Copies of records on which the Office Action would have been entered had it been received.

☐ Statements from the person(s) who would have handled the Office Action had it been received.

☐ Other:

5. In consideration of these submissions, it is respectfully requested that the holding of abandonment be withdrawn.

NOTE: As the Notice of Oct. 25, 1993, 1156 O.G. points out: "Two additional procedures are available for reviving an application that has become abandoned due a failure to respond to an Office Action: (1) a petition based on unintentional abandonment or delay; and (2) a petition based on unavoidable delay. See Manual of Patent Examining Procedure § 711.03(c)."

6. The petition fee (37 C.F.R. § 1.17(h)-\$130.00) is paid as follows:

☐ Attached is a ☐ check ☐ money order in the sum of \$__

☒ Authorization is hereby made to charge the amount of \$0.00

☒ to Deposit Account No. 20-0090

☐ to Credit card as shown on the attached credit card information authorization form PTO-2038.

WARNING: Credit card information should not be included on this form as it may become public.

☒ Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.


SIGNATURE OF ATTORNEY

ROBERT N. LIPCSIK
(type or print name of attorney)

Reg. No.: 44,460

Tel. No.: (216) 621-2234

Tarolli, Sundheim, Covell
Tummino, & Szabo L.L.P.
1111 Leader Building
526 Superior Avenue
P.O. Address

Cleveland, OH 44114-1400

Customer No.:

26,294

OFFICIAL

FAX RECEIVED

OCT 01 2003

GROUP 3600

MASTER DOCKET — November 2002 — Page 1 of 1

DUE DATE	FILE NO.	ACTION DUE	ATTY
11-1-02	(TE)4828	RESPONSE DUE/FINAL REJ. (LAST DATE 1-1-03)	BLT
11-1-02	(ASG)4333-1	RESPONSE DUE (6M. 1-1-03) M 11-1-02	TLT
11-1-02	BON-4806	RESPONSE DUE/FINAL REJ. (LAST DATE 2-1-03) NOT OF RECORD M 10-25-02	CGC
11-1-02	(AEC)5938	RESPONSE DUE (6M. 2-1-03)	TLT
11-2-02	(LV)4737	RESPONSE DUE/FINAL REJ. (LAST DATE 1-2-03)	TLT
11-2-02	BON-6004	RESPONSE DUE/LAST DATE M 10-25-02	CGC
11-2-02	(REPA)5050	FINAL CHECK/ALLOW OR APPEAL (LAST DATE!!!!) REC'D 11-4-02	TLT
11-2-03	(TE)4285	RESPONSE DUE/FINAL REJ. (LAST DATE 2-2-03) M 11-1-02	BLT
11-3-02	(AEC)6261	FILE MISSING PARTS (6M. 3-3-03) M 11-4-02	TLT
11-3-02	(TE)4470	RESPONSE DUE (6M. 1-3-02)	TLT
11-3-02	(ASG)5787	RESPONSE DUE (6M. 1-3-02) M 11-4-02	TLT
11-3-02	HA-1477	RENEWAL DUE ABAND PERMIT	CGC
11-3-02	SHE-6136PCT	FILE 30M. NATIONAL PHASE M 10-28-02	GJP
11-4-02	(ASG)4852	DRAWING CORRECTIONS DUE M 11-4-02	TLT
11-4-02	HW-5604	RESPONSE DUE (6M. 12-4-02) M 11-4-02	TLT
11-5-02	(TE)5655	RESPONSE DUE (6M. 1-5-02) M 11-5-02	BLT
11-5-02	(REPA)5621	RESPONSE DUE	TLT

MASTER DOCKET — November 2002 — Page 2 of 2

DUE DATE	FILE NO.	ACTION DUE	ATTY
11-6-02	(ASG)5930	RESPONSE DUE/SHORT PERIOD (5M. 3-7-03) M 11-5-02 ✓	TLT
C/U 11-6-02	(TE)2606-1EPO	C/U INSTR. TO ASSOC. DUE (D. 12-6-02)	RBS
11-7-02	(RG)4902	FINAL CHECK/ALLOW OR APPEAL (LAST DATE 12-7-02)	TLT
11-8-02	HW-5730	RESPONSE DUE (6M. 1-8-03) M 11-7-02 ✓	TLT
11-8-02	(REPA)5637	FINAL CHECK/ALLOW OR APPEAL (LAST DATE 1-8-03)	TLT
11-8-02	(REPA)4782	RESPONSE DUE (6M. 2-8-03)	TLT
11-9-02	(AEC)6262	FILE MISSING PARTS (6M. 3-9-03) M 11-5-02 ✓	TLT
11-9-02	(VSSIM)5502	RESPONSE DUE (6M. 1-9-03) M 11-8-02 ✓	TLT
11-9-02	(RG)4721PCT	CHECK FOR PCT/IB/304	TLT
C/U 11-9-02	(M)4456PCT	C/U FILE 30M. NATIONAL PHASE (D. 12-9-02)	TLT
11-9-02	(VSSIM)4820	RESPONSE DUE (6M. 2-9-03)	TLT
11-9-02	SHE-6136-1	RESPONSE DUE (6M. 2-9-03) M 11-11-02 ✓	GJP
C/U 11-10-02	(TE)4159	C/U RESPONSE DUE/FINAL REJ. (LAST DATE 3-10-03)	BLT
C/U 11-10-02	(VSSIM)4784	C/U RESPONSE DUE/FINAL REJ. (LAST DATE 3-10-03)	TLT
11-10-02	JB-1853	RENEWAL DUE ABAND PER CLT. ✓	RES
11-11-02	(FAS)5993	RESPONSE DUE (6M. 2-12-03) M 11-8-02 ✓	TLT
C/U			

		(6M. 12-5-02)	
11-5-02	(TE)4515	RESPONSE DUE (6M. 1-5-03)	BLT

MASTER DOCKET — November 2002— Page 3 of 3

DUE DATE	FILE NO.	ACTION DUE	ATTY
C/U 11-12-02	LM(F)5728PCT	C/U FILE 20M. NATIONAL PHASE (D. 12-12-02) <i>CHIT ml-802</i>	RBS
11-12-02	(TE)5800	RESPONSE DUE/FINAL REJ. (LAST DATE 2-12-03) <i>FILED 11-6-02</i>	BLT
11-12-02	(AP)4789	FINAL CHECK/ALLOW OR APPEAL (LAST DATE 12-12-02)	TLT
11-12-02	(VSSIM)4698	FINAL CHECK/ALLOW OR APPEAL (LAST DATE 1-12-03)	TLT
C/U 11-12-02	HU-1574	C/U RENEWAL DUE (D. 1-12-03)	RES
11-13-02	(AP)2580M	WORKING DUE (LAST DATE 1-13-03)	TLT
11-13-02	JB-1851	RENEWAL DUE (LAST DATE 4-13-03) <i>ABAND PER C.T.</i>	RES
11-13-02	(M)4157-1	RESPONSE DUE/FINAL REJ. (LAST DATE 2-13-03)	TLT
11-13-02	(ASG)6012	RESPONSE DUE (6M. 12-13-02) <i>m/10-28-02</i>	TLT
11-14-02	(AEC)5570	RESPONSE DUE (6M. 12-14-02)	TLT
11-14-02	G56-5010	RESPONSE DUE (6M. 12-14-02)	RAS
11-14-02	(REPA)5040	RESPONSE DUE/FINAL REJ. (LAST DATE 2-14-03) <i>m/11-12-02</i>	TLT
11-15-02	MESA-I-31	SEARCH (EVERY MONTH)	TLT
C/U 11-15-02	TAS-4892PCT	C/U 30M. NATIONAL PHASE DUE (D. 12-15-02) <i>11-22-02</i> <i>FF 12-10-02</i>	RAS
11-15-02	(RG)5975PV	FILE NON-PROVISIONAL APPLN.	TLT
11-15-02	HA-9625TAI	RENEWAL DUE LAST- 3-03 <i>FILED</i>	CGC

11-12-02	(REPA)4895	RESPONSE DUE/FINAL REJ. (LAST DATE 3-12-03)	TLT
11-12-02	LM(F)5728PCT	FILE CHAPTER II m 11-8-02	RBS

MASTER DOCKET — November 2002 — Page 4 of 4

DUE DATE	FILE NO.	ACTION DUE	ATTY
11-15-02	(TE)5627	RESPONSE DUE (6M. 2-15-03) <i>M 11-12-02</i>	TLT
11-15-02	HQ-4305-1	RESPONSE DUE (6M. 2-15-03) <i>M 9-20-02</i>	TLT
11-15-02	CCF-5801	RESPONSE DUE (6M. 2-15-03) <i>M 11-14-02</i>	RSW
11-15-02	A31-5663	RESPONSE DUE (6M. 2-15-03) <i>M 11-15-02</i>	TLT
11-16-02	(AEC)5511	FINAL CHECK/ALLOW OR APPEAL (LAST DATE 1-16-03)	TLT
C/U 11-16-02	UDL-6129	C/U STATEMENT OF USE DUE (D. 1-16-03)	GJP
11-16-02	CCF-5609PCT	FILE CHAPTER II <i>M 11-17-02</i>	RSW
C/U 11-16-02	CCF-5609PCT	C/U FILE 20M. NATIONAL PHASE DUE (D. 12-16-02) <i>CHIT M 11-12-02</i>	RSW
C/U 11-16-02	UDL-6128	C/U STATEMENT OF USE DUE (D. 1-16-03)	GJP
11-16-02	HQ-5016	RESPONSE DUE/FINAL REJ. (LAST DATE 2-16-03) <i>M 10-25-02</i>	TLT
-17-02	(ASG)5833	RESPONSE DUE (6M. 1-17-03)	TLT
11-17-02	GA-4176	FINAL CHECK/ALLOW OR APPEAL (LAST DATE 1-17-03)	RBS
11-17-02	SHE-6137PCT	REPLY TO WRITTEN OPINION <i>NOT TO BE DONE PER GJP</i>	GJP
11-17-02	BON-4687	RESPONSE DUE (6M. 1-17-03) <i>M 10-28-02</i>	CGC
C/U 11-17-02	(EHR)4711	C/U RESPONSE DUE/FINAL REJ. (LAST DATE 3-17-03)	TLT
11-18-02	(TE)5799	FILE MISSING PARTS (6M. 3-18-03) <i>M 11-15-02</i>	TLT

11-15-02	SHE-6135FCI	FILE 30M. NATIONAL PHASE <i>FILED</i>	GJP
11-15-02	(FAS)4992	RESPONSE DUE (6M. 2-15-03)	TLT

MASTER DOCKET — November 2002 — Page 5 of 5

DUE DATE	FILE NO.	ACTION DUE	ATTY
11-18-02	(REPA)5917	FINAL CHECK/ALLOW OR APPEAL (LAST DATE 12-18-02)	TLT
11-18-02	GA-4060-1	FINAL CHECK/ALLOW OR APPEAL (LAST DATE 3-18-03) <i>ALLOWED</i>	BLT
C/U 11-18-02	HW-5562	C/U RESPONSE DUE/FINAL REJ. (LAST DATE 3-18-03)	TLT
11-19-02	(TE)5530	RESPONSE DUE (6M. 1-19-03)	TLT
11-19-02	BON-1632	RENEWAL DUE/LAST DATE!!!!	CGC
11-19-02	BON-1633	RENEWAL DUE/LAST DATE!!!! <i>M 7-02</i> <i>ABANDONED</i> <i>REAGG</i>	CGC
11-19-02	(ASG)5867	RESPONSE DUE (6M. 2-19-03) <i>M 11-15-02</i>	TLT
C/U 11-19-02	CCF-6006PV	C/U FILE NON-PROVISIONAL APPLN. (D. 12-19-02) <i>ABANDONED</i>	RSW
11-20-02	JB-1852	RENEWAL DUE (LAST DATE 4-20-03) <i>ABANDONED PER C/T.</i>	RES
11-20-02	(REPA)5651	RESPONSE DUE (6M. 2-20-03) <i>M 11-17-02</i>	TLT
11-20-02	(TE)5593	RESPONSE DUE (6M. 2-20-03) <i>M 11-18-02</i>	BLT
C/U 11-20-02	CA-2220	C/U 8 & 15 AFFIDAVITS DUE (D. 5-20-03)	RES
11-21-02	BON-3944-1	RESPONSE DUE (6M. 2-21-03) <i>TRANS. TO BIANCO</i>	CGC
11-22-02	BON-6019	RESPONSE DUE/LAST DATE <i>M 10-25-02</i>	CGC
11-22-02	SHE-6134PCT	FILE 30M. NATIONAL PHASE <i>FILED</i>	GJP
11-22-02	(M)5584	FINAL CHECK/ALLOW OR APPEAL (LAST DATE 1-22-03)	TLT
11-22-02	(TE)5504	RESPONSE DUE	

11-18-02	HW-5911	DRAWING CORRECTIONS DUE M 4-11-02	TLT
11-18-02	(ASG)4453	FINAL CHECK/ALLOW OR APPEAL (LAST DATE 1-18-03)	TLT

		RESPONSE DUE (6M. 2-22-03)	DLT
11-22-02	(VSSIM)4686-1	RESPONSE DUE (6M. 2-22-03)	TLT

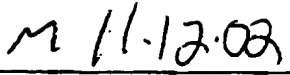
m 11-19-02

MASTER DOCKET — November 2002 — Page 6 of 6

DUE DATE	FILE NO.	ACTION DUE	ATTY
11-23-02	(VSSIM)4218-1	RESPONSE DUE (6M. 2-23-03)	TLT
C/U 11-24-02	TXN-6169	C/U FILE NON-PROVISIONAL APPLN. (D. 3-23-03)	GJP
11-24-02	(EPS)2699EPO	INSTR. TO ASSOC. DUE	BLT
11-24-02	BON-4982	RESPONSE DUE (6M. 3-24-03)	CGC
11-24-02	(AP)5571	RESPONSE DUE/FINAL REJ. (LAST DATE!!!!)	TLT
11-24-02	(REPA)5644	FINAL CHECK/ALLOW OR APPEAL (LAST DATE 12-24-02)	TLT
11-25-02	CCF-5966PV	FILE NON-PROVISIONAL APPLN.	RSW
11-25-02	(M)3802J	INSTR. TO ASSOC. DUE (12-25-02)	BLT
11-26-02	(VSSIM)5546	RESPONSE DUE (6M. 2-26-03)	TLT
11-26-02	HA-1468	RENEWAL DUE/LAST DATE!!!!	CGC
11-26-02	(M)5806	RESPONSE DUE/FINAL REJ. (LAST DATE 1-26-03)	TLT
11-26-02	(LV)5873	RESPONSE DUE/FINAL REJ. (LAST DATE 2-26-03)	TLT
11-26-02	(VSSIM)4719-1	RESPONSE DUE (6M. 2-26-03)	TLT
11-26-02	(TE)4836	RESPONSE DUE (6M. 2-26-03)	BLT
11-27-02	GA-3647-1	RESPONSE DUE (FOREIGN) (LAST DATE 4-27-03)	RBS
11-27-02	(AS)5736	RESPONSE DUE (6M. 2-27-03)	TLT
11-27-02	S76-4864	RESPONSE DUE	TLT

MASTER DOCKET — November 2002 — Page 7 of 7

DUE DATE	FILE NO.	ACTION DUE	ATTY
11-27-02	HQ-5054	RESPONSE DUE (6M. 2-27-03)	TLT
C/U 11-27-02	CCF-5801PCT	C/U FILE CHAPTER II (D. 1-27-03)	RSW
C/U 11-27-02	CCF-5801PCT	C/U FILE 20M. NATIONAL PHASE (D. 2-27-03)	RSW
C/U 11-27-02	(M)4797	C/U RESPONSE DUE/FINAL REJ. (LAST DATE 3-27-03)	TLT
C/U 11-27-02	HQ-2988	C/U 8 & 15 AFFIDAVITS DUE (D. 5-27-03)	RES
11-28-02	A31-4000-1	RESPONSE DUE (6M. 2-28-03)	TLT
11-29-02	(AEC)5841	RESPONSE DUE (6M. 2-28-03)	TLT
11-29-02	A31-4995	RESPONSE DUE (6M. 1-29-03)	TLT
11-30-02	(EHR)5852	RESPONSE DUE (6M. 1-30-03)	TLT
11-30-02	(TE)4704	RESPONSE DUE/FINAL REJ. (LAST DATE 1-30-03)	TLT
11-30-02	(AP)4531	RESPONSE DUE/FINAL REJ. (LAST DATE 1-31-03)	TLT
11-30-02	HW-5613	RESPONSE DUE (6M. 1-31-03)	TLT
11-30-02	(AS)5776	RESPONSE DUE (6M. 1-31-03)	TLT
11-30-02	TMI-4111-1	RESPONSE DUE (6M. 1-31-03)	RSW
11-30-02	(AP)5576	RESPONSE DUE (6M. 2-28-03)	TLT
11-30-02	SHE-6138	RESPONSE DUE/SHORT PERIOD (5M. 3-1-03)	GJP
C/U			

		(6M. 12-27-02)	
11-27-02	(RG)4903	RESPONSE DUE (6M. 2-27-03)	
			TLT

MASTER DOCKET — November 2002 — Page 8 of 8

11-9-02	(M)5622	ISSUE FEE DUE	TLT	<i>M 11-8-02</i>
11-9-02	GA-4230	ISSUE FEE DUE	RBS	<i>M 11-12-02</i>
11-12-02	(ASG)4978	ISSUE FEE DUE	TLT	<i>M 11-8-02</i>
11-12-02	(TE)5805	ISSUE FEE DUE	BLT	<i>M 11-11-02</i>
11-13-02	(EHR)5516	ISSUE FEE DUE	TLT	<i>M 11-8-02</i>
11-14-02	(CAT)5703	ISSUE FEE DUE	TLT	<i>M 11-13-02</i>
11-19-02	(ASG)5883	ISSUE FEE DUE	TLT	<i>M 11-19-02</i>
11-19-02	BON-4808	ISSUE FEE DUE	CGC	<i>M 11-14-02</i>
11-20-02	(TE)4998	ISSUE FEE DUE	BLT	<i>M 11-11-02</i>
11-22-02	(VSSIM)4315	ISSUE FEE DUE	TLT	<i>M 11-19-02</i>
11-22-02	BON-4807	ISSUE FEE DUE	CGC	<i>H-14-02</i>
11-27-02	(TE)5677	ISSUE FEE DUE	BLT	<i>M 11-11-02</i>
11-27-02	GA-4059	ISSUE FEE DUE	RBS	<i>M 11-14-02</i>
11-28-02	(TE)3948	ISSUE FEE DUE	BLT	<i>M 11-11-02</i>
11-28-02	(M)4457	ISSUE FEE DUE	TLT	<i>M 11-19-02</i>

11-30-02	(ASG)5778	C/U RESPONSE DUE/FINAL REJ. (LAST DATE 3-30-03) 11-25-02	ILT
----------	-----------	---	-----

THIS PAGE BLANK (USPTO)

TOTAL P.10

*** ACTIVITY REPORT ***

RECEPTION OK

TX/RX NO. 3211

CONNECTION TEL 2166214072

CONNECTION ID

START TIME 10/01 09:49

USAGE TIME 04'06

PAGES 10

RESULT OK